

Senator Ronald M. Winterton proposes the following substitute bill:

LOCAL EDUCATION AGENCY POLICIES AMENDMENTS

2021 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Ronald M. Winterton

House Sponsor: Norman K. Thurston

LONG TITLE

General Description:

This bill requires the governor, the Department of Health, or a local health department to consult with a local education agency affected by a public health order requiring individuals to wear a face mask on school grounds before issuing the order.

Highlighted Provisions:

This bill:

- requires the governor, the Department of Health, or a local health department to consult with a local education agency affected by a public health order requiring individuals to wear a face mask on school grounds before issuing the order; and

- defines terms.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

53G-9-210, Utah Code Annotated 1953



26 *Be it enacted by the Legislature of the state of Utah:*

27 Section 1. Section **53G-9-210** is enacted to read:

28 **53G-9-210. Mask requirement during COVID-19 emergency.**

29 (1) As used in this section:

30 (a) "Authority" means the governor, the Department of Health, or a local health
31 department.

32 (b) "Face mask" means the same as that term is defined in a mask order.

33 (c) "Mask order" means a public health order requiring individuals to wear a face mask
34 on school grounds.

35 (e) "Public health order" means an order issued in response to a public health
36 emergency that is:

37 (i) an executive order that the governor issues:

38 (A) declaring a state of emergency under Section [53-2a-206](#); or

39 (B) under a state of emergency declared under Section [53-2a-206](#);

40 (ii) an order that the Department of Health issues; or

41 (iii) an order that a local health department issues.

42 (2) Before an authority issues a mask order, the authority shall consult with an LEA
43 that is affected by the mask order.